

AMENDED IN ASSEMBLY JUNE 13, 2001

CALIFORNIA LEGISLATURE—2001–02 SECOND EXTRAORDINARY SESSION

ASSEMBLY BILL

No. 57

Introduced by Assembly Members ~~Alquist~~ Wiggins, Alquist, and Thomson

May 24, 2001

An act to amend Section 11652 of the Public Utilities Code, relating to public utilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 57, as amended, ~~Alquist~~ Wiggins. Municipal utility districts: public agencies.

Existing law authorizes any public agency together with unincorporated territory, or 2 or more public agencies, with or without unincorporated territory, to organize and incorporate as a municipal utility district by filing a resolution or petition. Existing law requires the board of supervisors to whom the resolution or petition is presented to call an election within the proposed district and to canvass the returns of each public agency and each parcel of unincorporated territory. The board of supervisors is required to order and declare the district created and established of the public agencies and territory in which a majority of those who voted did so in favor of the creation of the district if the total number of voters in the approving public agencies and territory is not less than $\frac{2}{3}$ the number of voters within the district as first proposed, according to the register used at the election.

This bill would delete the requirement that the total number of voters in the approving public agencies and territory be not less than $\frac{2}{3}$ the number of voters within the district as first proposed, in order for the

board of supervisors to order the district created where the majority of those who voted did so in favor of the creation of the district.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 11652 of the Public Utilities Code is
2 amended to read:
3 11652. The board of supervisors shall canvass, *separately*, the
4 returns of each public agency and each parcel of unincorporated
5 territory, if any, ~~separately~~, and shall order and declare the district
6 created and established of the public agencies and territory in
7 which a majority of those who voted on the proposition voted in
8 favor of the creation of the district.
9

O

